

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services - PR & RD Department - Allegation of approving the note file of the complainant and signed on the original proceedings of Class-V Contract License proceedings without experience certificate from recognized Class-I contractor - Departmental proceedings against Sri T.Bala Subba Rao, Executive Engineer, PR, Jangareddygudem, W.G District under Rule 20 of the APCS (CC&A) Rules, 1991 for violation of Rules 3 (1) & 3(2) of APCS (Conduct) Rules, 1964 - Article of Charge - Orders - Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No. 924

**Dated:29-12-2023.
Read the following:-**

From the DG, ACB, AP, Vijayawada, Rc.No.22/RCA-VVZ/2020-S.12, Dated: 30.11.2023.

ORDER:-

It is proposed to hold an enquiry against Sri T. Bala Subba Rao, Executive Engineer, PR, Jangareddygudem, W.G District in accordance with the procedure laid down in Rule 20 of the A.P. Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I). A statement of imputation of misconduct or misbehaviour in support of article of charge is enclosed (Annexure-II). A list of witnesses by whom, and a list of documents by which, the article of charge are proposed to be sustained are also enclosed (Annexure III and IV).

3. Sri T. Bala Subba Rao, Executive Engineer, PR, Jangareddygudem, W.G District is directed to submit a Written statement of his defence within 10 days of the receipt of this order.

4. Sri T. Bala Subba Rao, Executive Engineer, PR, Jangareddygudem, W.G District is informed that an inquiry will be held only, if the article of charge is not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri T. Bala Subba Rao, Executive Engineer, PR, Jangareddygudem, W.G District is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above, further action will be processed based on the material available on record.

6. Attention of Sri T. Bala Subba Rao, Executive Engineer, PR, Jangareddygudem, W.G.District is invited to Rule 24 of the APCS(Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Govt., If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri T. Bala Subba Rao, E.E, PR Division, Jangareddygudem, W.G District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of Andhra Pradesh Civil Services(Conduct) Rules, 1964.

(P.T.O)

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7. The receipt of the order may be acknowledged.

(BY ORDER IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B. RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To:

Sri T. Bala Subba Rao, Executive Engineer, PR, Jangareddygudem, W.G District through Engineer in Chief, Panchayat Raj, Andhra Pradesh, Vijayawada.

The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada (with a request to serve the charges to the individual and furnish a served copy to Government)

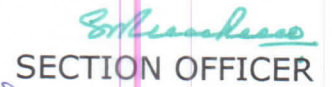
Copy to:

The Director General, ACB, Vijayawada.

The Secretary to APVC, A.P. Secretariat, Velagapudi.

SF/SC

// FORWARDED:: BY ORDER//


SECTION OFFICER

ANNEXURE -I

STATEMENT OF ARTICLE OF CHARGE FRAMED AGAINST SRI TATA BALA SUBBA RAO,S/O VENKATA SUBBARAYUDU, EXECUTIVE ENGINEER, PANCHAYATRAJ DIVISION,JANGAREDDY GUDAM WEST GODAVARI DISTRICT IN CR.NO.04/RCT-EWG/2020 OF ACB, ELURU RANGE, ELURU.

CHARGE:

That Sri Tata Bala Subba Rao S/o Venkata Subbarayudu, 57 yrs., Joined in Government Service as AEE on 15.03.1997 and allotted to AEE/MPP Gonegandla and he worked at MPP Gonegandla, MPP Chalagalamarri, RWS, Allagadda of Kurnool District up to 30.12.1998. Later, he was promoted as DEE and posted at PR Sub-Division, Adoni on 31.12.1998 and he worked at PR, RWS Sub-Division, Adoni of Kurnool District, Muddanur, PR, PRL Sub-Division, Vempalli of Kadapa District up to 09.03.2019. Later, he was promoted as EE and posted at PR Division, Jangareddygudem and he worked at PR Division, Jangareddygudem from 10.03.2019 to 29.10.2021. While working as such during the aforesaid period, he committed grave misconduct in as much as.

CHARGE:

That the Government Servant in abuse of his official position Has approved the note file of the complainant (T. Ratna Raju) and signed on the original proceedings of Class-V Contract license proceedings without experience certificate from recognized Class I contractor and Bank solvency certificate for Rs.1.00 lakh or property certificate worth of more than Rs.1.00 lakh by Tahsildar and signed on the original proceedings of Class-V contract license of the complainant by violating the orders issued in G.O.MS No.94, Irrigation and CAD (PW-COD) Department, dated:01.07.2003 and amendments made vide GO Ms No. 130, Irrigation and CAD (PW-Reforms) Department, dated:22.05.2007. Thus the Government Servant Sri Tata Bala Subba Rao, S/o Venkata Subbarayudu, 57 Years, Executive Engineer Panchayat Raj Division, Jangareddygudem, West Godavari District, by his above mentioned acts, has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and brought down the prestige of the Government and thereby contravened Rule 3(1) & 3 (2) of APCS (Conduct) Rules, 1964.

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ANNEXURE -II

**STATEMENT OF IMPUTATION OF MISCONDUCT OR MISBEHAVIOR
INSUPPORT OF THE ARTICLE OF CHARGE FRAMED AGAINST SRI TATA
BALA SUBBA RAO S/O VENKATA SUBBARAUDU, EXECUTIVE ENGINEER,
PANCHAYAT RAJ DIVISION, JANGAREDDYGUDEM, WEST GODAVARI
DISTRICT IN CR.NO.04/RCT-EWG/2020 OF ACB, ELURU RANGE,
ELURU.**

That Sri Tata Bala Subba Rao S/o Venkata Subbarayudu, 57 yrs., Joined in Government Service as AEE on 15.03.1997 and allotted to MPP Gonegandla and he worked at MPP Gonegandla, MPP Chalagalamarri, RWS Allagadda of Kurnool District up to 30.12.1998. Later, he was promoted as DEE and posted at PR Sub-Division, Adoni on 31.12.1998 and he worked at PR, RWS Sub-Division, Adoni of Kurnool District, Muddanur, PR, PRL Sub- Division, Vempalli of Kadapa District up to 09.03.2019, Later, he was promoted as EE and posted at PR Division, Jangareddygudem and he worked at PR Division, Jangareddygudem from 10.03.2019 to 29.10.2021. He is drawing a pay of Rs.49,870 - 1,00,770/-. His basic pay is Rs.98,440/-. He is due to retire on attaining the age of superannuation on 31.03.2025. He is hereinafter referred to as Government Servant.

CHARGE:

That the Government Servant in abuse of his official position has approved the note file of the complainant and signed on the original proceedings of Class-V Contract license proceedings without experience certificate from recognized Class I contractor and Bank solvency certificate for Rs.1.00 lakh or property certificate worth of more than Rs.1.00 lakh by Tahsildar and signed on the original proceedings of Class- V contract license of the complainant by violating the orders issued in GO MS No.94, Irrigation and CAD (PW-COD) Department, dated:01.07.2003 and amendments made vide GO Ms No. 130, Irrigation and CAD (PWR e forms) Department, dated:22.05.2007.

FACTS & EVIDENCE:

That on 19.09.2020 at 17.00 hrs, Sri Taninki Ratna Raju, S/o Raju, 30 years, Chopparamannagudem village, Koyyagudem Mandal, West Godavari District district (Defacto Complainant) came to the O/o. DSP, ACB, Eluru and presented a Written Complaint and stating that Sri Kosi Surya Chandram Dora, S/o Ramanna Dora, 47 years, Technical Officer, O/o Executive Engineer, Panchayat Raj Division, Jangareddygudem, West Godavari District demanded him to pay a bribe amount of Rs. 11,000/- for doing an Official favour i.e., to process the file and to deliver original class-V contract license proceedings to the complainant.

That after observing all legal formalities, the DSP, ACB, Eluru Range registered the Complaint as a case in Cr.No.04/RCT-EWG/2020 U/s 7 of the Prevention of Corruption (Amendment) Act, 2018 of ACB, Eluru Range, Eluru on 23.09.2020 at 07.45 AM and took up investigation.

On 23.09.2020 at 12.05 hours, the Technical Officer was trapped in Cr.No.04/RCT-EWG/2020 of ACB, Eluru Range at the office of Executive Engineer, Panchayath Raj Division, Jangareddigudem, West Godavari District when he further demanded and accepted a bribe amount of Rs.11,000/- from the complainant Sri Taninki Ratna Raju, S/o Raju, 30 years,

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Choppamannagudem village, Koyyagudem Mandal, West Godavari District for doing an official favour i.e., to process the file and to deliver original class-V contract license proceedings to the complainant. Sri T. Bala Subba Rao, Executive Engineer, Panchayat Raj, Jangareddygudem, West Godavari District has approved note file of the complainant & signed on the original Class-V contract license proceedings of the complainant without experience certificate from recognized Class-I contractor and Bank solvency certificate for Rs.1.00 lakh or property certificate worth of more than Rs.1.00 lakh by Tahsildar which is mandatory for issuing Class-V contract license. Sri Gajjala Chandra Bhaskara Reddy, Superintending Engineer, Panchayat Raj, West Godavari district also confirmed that Sri T Bala Suba Rao, Executive Engineer, Panchayat Raj, Jangareddygudem has approved the note file of the complainant & signed on the Original Class-V contract license of the complainant without experience certificate from recognized Class-I contractor and Bank solvency certificate for Rs.1.00 lakh or property certificate for worth of more than Rs.1.00 lakh by Tahsildar by violating the orders issued in GO MS No.94, Irrigation and CAD (PW-COD) Department, dated: 01.07.2003 and amendments made vide GO Ms No. 130, Irrigation and CAD (PW-Reforms) Department, dated: 22.05.2007.

Hence, the Charge against the Government Servant that he has approved the note file of the complainant (T.Ratna Raju) without experience certificate from recognized Class I contractor and Bank solvency certificate for Rs.1.00 lakh or property certificate for worth of more than Rs.1.00 lakh by Tahsildar and signed on the original proceedings of Class-V contract license of the complainant by violating the orders issued in GO MS No.94, Irrigation and CAD (PW-COD) Department, dated: 01.07.2003 and amendments made vide GO Ms No. 130, Irrigation and CAD (PW-Reforms) Department, dated: 22.05.2007 is held substantiated.

Thus, the Government servant by his above-mentioned acts has exhibited lack of integrity, devotion to duty and conduct, unbecoming of a Government servant and thereby contravened rules 3(1) & 3(2) of APCS (Conduct) Rules, 1964.

Thus, the Charged Government Servant Sri Tata Bala Subba Rao, S/o Venkata Subbarayudu, 57 yrs., Executive Engineer, Panchayat Raj Division, Jangareddygudem, West Godavari District rendered himself for Regular Departmental Enquiry for major penalty under Rule 20 of APCS (CC&A) Rules, 1991.

B. RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

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ANNEXURE-III

**LIST OF WITNESSES IN SUPPORT OF THE ARTICLE OF CHARGE
FRAMED AGAINST SRI TATA BALA SUBBA RAO S/O VENKATA
SUBBARAYUDU, EXECUTIVE ENGINEER, PANCHAYAT RAJ DIVISION,
JANGAREDDYGUDEM, WEST GODAVARI DISTRICT IN CR.NO.04/
RCTEWG/ 2020 OF ACB, ELURU RANGE, ELURU.**

LW. 1: Sri Gajjala Chandra Bhaskara Reddy, S/o. Chenna Rayudu (Late), Age:58 years, Occ: Superintending Engineer, Panchayat Raj Department, Eluru R/o. Flat No. 108, Srivalli Apartments, Besides D- Mart Super Market, Pathebada, N/o Pulivendula, Kadapa District.

LW-2: Sri Taninki Ratna Raju, S/o Raju, Age:30 years, Occ: Civil Contractor, ChoppaRamanannagudem Village, KoyylagudemMandal, West Godavari District. (Complainant).

LW-3: Sri Gazula Veera Venkata Satya Surya Seshagiri Rao, S/o. Late Suryanarayana Rao, Age: 44 years, Occ: Deputy Executive Engineer (Civil), O/o. Superintending Engineer, Operation, APEPDCL, Vidyut Bhavan, R.R.Peta, Eluru, West Godavari Dist., R/o. D.No.26-7-4/1, NGO's colony, 1st Road, Ameenapeta, Eluru.(Mediator-I).

LW-4: Sri Vegendla Suneel Kumar, S/o. Krupanandam, Age: 47 year, Occ: Sr. Asst., O/o. Superintendeing Engineer, APEPDCL, Vidyut Bhavan, R.R.Peta, Eluru, West Godavari Dist., R/o.D.No. 16B-16-13, Titusnagar, Kandrikagudem, Eluru, West Godavari District. (Mediator-II).

LW-5: Sri S.Venkateswara Rao, Dy.Supdt.of Police, ACB, Eluru Range,Eluru.

LW-6: Sri K.Srinivasu, Inspector of Police, ACB, Eluru Range, Eluru.

LW-7: Sri K.Nagendra Prasad, Inspector of Police, ACB, Eluru Range, Eluru

LW-8: Any other witnesses may be added at the time of enquiry.

B. RAJSEKHAR
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ANNEXURE-IV

**LIST OF DOCUMENTS IN SUPPORT OF THE ARTICLE OF CHARGE
FRAMED AGAINST SRI TATA BALA SUBBA RAO S/O VENKATA
SUBBARAUDU, EXECUTIVE ENGINEER, PANCHAYAT RAJ DIVISION,
JANGAREDDYGUDEM, WEST GODAVARI DISTRICT IN CR.NO.04/ RCTE
WG/2020 OF ACB, ELURU RANGE, ELURU.**

1. Application file of the Complainant Sri Taninki Ratna Raju.
2. Copy of a made up file Application file of the Complainant Sri Taninki Ratna Raju containing 10 sheets:
3. Copy of a made up file Office Note file containing 7 sheets
4. Copy of a made up file Register for Class-V Registration containing 92 pages:
5. Copy of GO MS No.94, Irrigation and CAD (PW-COD) Department, dated: 01.07.2003.
6. Copy of GO Ms No. 130, Irrigation and CAD (PW-Reforms) Department, dated: 22.05.2007.
7. Any other documents may be produced at the time of enquiry.

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